

Application No.: 10/679,019

Docket No. UCIP408
page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Application No. : 10/679,019
Filed : September 30, 2003
For : SCREW

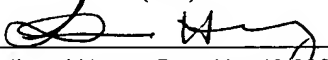
Examiner : 3677
Art Unit : MITCHELL, KATHERINE W.

Certificate of Mailing

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

October 6, 2005

(Date)


Jiawei Huang Reg. No. 43,330

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

MAIL STOP Office of Petition
Commissioner for Patents.
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and patent applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unintentional delay.

1. Petition fee

(X) Small entity - fee \$750 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

() Other than small entity - fee \$1500 (37 CFR 1.17(m)).

10/13/2005 HDESTA1 00000074 10679019

01 FC:2453

750.00 OP

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office Action in the form of AMENDMENT:

- ☐ has been filed previously on _____.
☒ is enclosed herewith.

B. The issue fee of \$ _____

- ☐ has been paid previously on _____.
☐ is enclosed herewith.

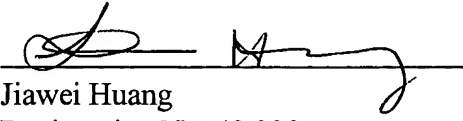
3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$55 for a small entity or \$110 for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. STATEMENT: Applicant never received the Office Action dated April 1, 2004, therefore, could not respond in time. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Date: 10/6/2005


Jiawei Huang
Registration No. 43,330

Telephone Number: (949) 660-0761
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Enclosures:

- ☒ Fee Payment
☒ SIGNED Declaration and Power of Attorney.
☒ Copy of the Notice of Abandonment.
☒ AMENDMENT in 6 pages.
☒ Request for Changing Correspondence Address.



UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 12 2005

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/679,019	09/30/2003	Keng Shui Wu		1518

7590

03/08/2005

Keng Shui Wu
No. 6, Alley 10, Lane 779
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P.O. Box 2-10
Tainan City,
TAIWAN

卷宗檔號	PA2-106
原案檔號	
存檔檔號	US 97-48

EXAMINER

MITCHELL, KATHERINE W

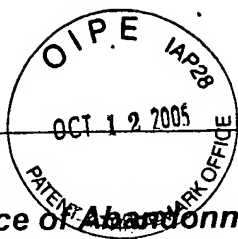
ART UNIT

PAPER NUMBER

3677

DATE MAILED: 03/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.	Applicant(s)	
10/679,019	WU, KENG SHUI	
Examiner	Art Unit	
Katherine W Mitchell	3677	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

Application is abandoned in view of:

☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 01 April 2004.

- a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
- b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
- c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
- d) ☒ No reply has been received.

☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).

- a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
- b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
- c) ☐ The issue fee and publication fee, if applicable, has not been received.

☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).

- a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
- b) ☐ No corrected drawings have been received.

☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☒ The reason(s) below:

8 months - no response

ROBERT J. SANDY
PRIMARY EXAMINER

Applications to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.